

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
BENTON DIVISION

MARY E. SHEPARD and the ILLINOIS)
STATE RIFLE ASSOCIATION,)

Plaintiffs,)

v.)

No. 3:11-cv-00405-WDS-PMF

LISA M. MADIGAN, solely in her official)
capacity as ATTORNEY GENERAL OF)
ILLINOIS, GOVERNOR PATRICK J.)
QUINN, solely in his official capacity as)
Governor of the State of Illinois, TYLER R.)
EDMONDS, solely in his official capacity)
as the State's Attorney of Union County,)
Illinois, and SHERIFF DAVID LIVESAY,)
solely in his official capacity as Sheriff of)
Union County,)

Honorable Judge William D. Stiehl
Magistrate Judge Philip M. Frazier

Defendants.)

DESIGNATION OF RECORD ON APPEAL

Plaintiffs, MARY E. SHEPARD and ILLINOIS STATE RIFLE ASSOCIATION, by and through his attorney, William N. Howard of Freeborn & Peters, pursuant to Cir. R. 10, request that the Clerk of this Court prepare the Record for Appeal to the United States Court of Appeals for the Seventh Circuit.

Plaintiff respectfully requests that the Clerk include the following:

<u>Date</u>	<u>Dkt. No.</u>	<u>Document</u>
05/13/11	2	Complaint against Tyler R. Edmonds, David Livesay, Lisa M. Madigan and Patrick J. Quinn
07/08/11	20	Motion for Preliminary Injunction and/or permanent Injunction by Illinois State Rifle Association / Mary Shepard

07/08/11	21	Memorandum in Support (re: 20) Motion for Preliminary Injunction and/or permanent Injunction by Illinois State Rifle Association / Mary Shepard
07/08/11	22	Motion for Hearing (re: 20) Motion for Preliminary Injunction and/or permanent Injunction by Illinois State Rifle Association / Mary Shepard
07/22/11	24	Motion to Dismiss pursuant to FRCP 12(b)(1) and as(b)(6) by David Livesay
07/22/11	26	Motion to Dismiss by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn
07/22/11	27	Memorandum in Support (re: 26) Motion to Dismiss filed by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn
07/22/11	28	Response to (20) Motion for Preliminary Injunction filed by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn
07/22/11	29	Objection to (20) Motion for Preliminary Injunction by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn
07/22/11	30	Response in Opposition (re: 20) Motion for Preliminary Injunction and/or Permanent Injunction filed by David Livesay
08/02/11	37	Memorandum in Support (re: 26) Motion to Dismiss filed by Brady Center to Prevent Gun Violence
08/08/11	38	Motion for Summary Judgment by Illinois State Rifle Association / Mary Shepard
08/08/11	39	Memorandum in Support (re 38) Motion for Summary Judgment by Illinois State Rifle Association / Mary Shepard
08/15/11	40	Response to Motion (re 26) to Dismiss filed by Illinois State Rifle Association / Mary Shepard
08/23/11	41	Response to Motion (re: 24) to Dismiss Pursuant to FRCP 12(b)(1) and 12(b)(6) filed by Illinois State Rifle Association / Mary Shepard
08/29/11	44	Motion for Leave to File Amicus Brief in Support of Plaintiffs' Motion for Summary Judgment by National Rifle Association of America, Inc.
08/29/11	45	Order granting (42) Motion to Dismiss filed by Tyler r. Edmonds, Lisa M. Madigan, Patrick J. Quinn

08/29/11	46	Reply to Response to Motion (re: 26) to Dismiss filed by Tyler R. Edmonds, Lisa M Madigan, Patrick J. Quinn
09/02/11	47	Motion to Defer Ruling (re: 38) Motion for Summary Judgment by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn
09/02/11	48	Exhibit by Tyler R. Edmonds, Lisa M. Madigan, Patrick J. Quinn. Exhibit to (47) Motion for Miscellaneous Relief
09/02/11	49	Motion Defer Ruling on Summary Judgment by David Livesay
09/12/11	50	MOTION to Cite Supplemental Authority re <u>26</u> MOTION to Dismiss, <u>28</u> Response to Motion for Preliminary Injunction by Tyler R Edmonds, Lisa M Madigan, Patrick J Quinn. (Attachments: # <u>1</u> Kachalsky Opinion
09/16/11	51	RESPONSE to Motion re <u>47</u> MOTION to Defer Ruling re <u>38</u> MOTION for Summary Judgment filed by Illinois State Rifle Association, Mary Shepard.
09/26/11	52	RESPONSE to Motion re <u>50</u> MOTION to Cite Supplemental Authority re <u>26</u> MOTION to Dismiss, <u>28</u> Response to Motion for Preliminary Injunction filed by Illinois State Rifle Association, Mary Shepard.
11/16/11	53	ORDER DENYING <u>22</u> Motion for Hearing on Motion for Preliminary Injunction as moot; DENYING <u>25</u> Motion for Extension of Time filed by defendant Livesay as moot, defendant's brief having been filed; GRANTING <u>44</u> Motion for Leave to File Amicus Brief by National Rifle Association, and brief shall be filed instant; GRANTING <u>50</u> Motion for leave to file supplemental authority. Signed by Judge William D. Stiehl on 11/16/11.
11/17/11	54	RESPONSE to Motion re <u>44</u> MOTION for Leave to File <i>Amicus Brief in Support of Plaintiffs' Motion for Summary Judgment</i> filed by National Rifle Association of America, Inc..
02/06/12	55	MOTION to Cite Supplemental Authority re <u>26</u> MOTION to Dismiss, <u>28</u> Response by Tyler R Edmonds, Lisa M Madigan, Patrick J Quinn. (Attachments: # <u>1</u> Supplemental Authority)
02/08/12	56	RESPONSE to Motion re <u>55</u> MOTION to Cite Supplemental Authority re <u>26</u> MOTION to Dismiss, <u>28</u> Response filed by Illinois State Rifle Association, Mary Shepard

03/30/12	57	ORDER DISMISSING CASE, the Court GRANTS defendants motions <u>24</u> and <u>26</u> pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim, and plaintiffs complaint is DISMISSED. The Court GRANTS defendants motion to cite supplemental authority <u>55</u> . All remaining motions <u>20</u> <u>38</u> <u>47</u> <u>49</u> are DENIED as moot. Signed by Judge William D. Stiehl on 3/30/2012.
04/02/12	58	NOTICE OF APPEAL as to <u>57</u> Order Dismissing Case, Terminate Motions,, by Illinois State Rifle Association, Mary Shepard. Filing fee \$ 455, receipt number 0754-1661552. (Attachments: # <u>1</u> Exhibit A)

Dated: April 10, 2012

**MARY E. SHEPARD and THE ILLINOIS
STATE RIFLE ASSOCIATION,**
Plaintiffs

BY: s/William N. Howard
One of Their Attorneys

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CERTIFICATE OF SERVICE

The undersigned attorney states that he caused a true and correct copy of **Plaintiffs' Designation of Record on Appeal**, to be served upon the parties of record, as shown below, via the Court's CM/ECF system on the **10th** day of **April, 2012**.

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